

Application No. 09/522,958  
Amendment dated August 8, 2005  
Reply to Office Action of February 9, 2005

## **REMARKS**

### **Status Of Application**

Claims 1-4 and 6-71 were pending in the application. By this Preliminary Amendment, claims 1-4 and 6-71 are canceled and new claims 72-91 are added. The status of the claims is as follows:

Claims 1, 2, 6, 8-18, 20, 23, 24, 26, 28-32, 34, 47, 48, 55, 57, 58, 60, 63, 68 and 69 are rejected under 35 U.S.C. § 103(a) as being unpatentable over "Cholesteric LCDs show images after power is turned off" to Powell ("Powell") in view of U.S. Patent No. 4,802,739 to Iwamoto ("Iwamoto"), U.S. Patent No. 5,926,173 to Moon ("Moon"), and U.S. Patent No. 5,862,393 to Davis ("Davis").

Claims 3, 4, 7, 21, 22, and 56 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Powell in view of Moon and Davis.

Claims 19, 27, 35, 37, 38, 40, 41, 43, 44, 46, 49, 51-54, 59, 62, and 64-67 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Powell in view of Moon and Davis.

Claims 25, 50 and 61 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Powell in view of Moon, Davis, and U.S. Patent No. 5,912,653 to Fitch ("Fitch").

Claim 33 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Powell in view of Iwamoto, Moon and Davis as applied to claims 1, 2, 6, 8-18, 20, 23, 24, 26, 28-32, 34, 47, 48, 55, 57, 58, 60, 63, 68, and 69 above, and further in view of Fitch.

Claims 36, 39, 42, and 45 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Powell in view of Moon and Davis as applied to claims 19, 27, 35, 37, 38, 40, 41, 43, 44, 46, 49, 51-54, 59, 62, and 64-67 above, and further in view of Iwamoto.

Application No. 09/522,958  
Amendment dated August 8, 2005  
Reply to Office Action of February 9, 2005

Claim 70 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Moon in view of Iwamoto and Davis.

Claim 71 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Moon in view of Moon, Iwamoto, and Davis as applied to claim 70 above, and further in view of Powell.

### **New Claims**

By this Preliminary Amendment new claims 72-91 are added. Support for claim 72 is found on page 34, line 1 – page 35, line 2, and Fig. 25. Support for claim 73 is found on page 34, line 21 – page 35, line 2, and Fig. 26. Support for claim 74 is found on page 34, lines 8-11. Support for claim 75 is found on page 34, lines 1-7. Support for claim 76 is found on page 30, line 26 – page 31, line 7. Support for claim 77 is found on page 28, line 23 – page 29, line 1. Support for claim 78 is found on page 26, lines 18-24. Support for claim 79 is found on page 34, line 1 – page 35, line 2, and Fig. 25. Support for claim 80 is found on page 34, line 21 – page 35, line 2, and Fig. 26. Support for claim 81 is found on page 34, lines 8-11. Support for claim 82 is found on page 34, lines 1-7. Support for claim 83 is found on page 30, line 26 – page 31, line 7. Support for claim 84 is found on page 28, line 23 – page 29, line 1. Support for claim 85 is found on page 26, lines 18-24. Support for claim 86 is found on page 34, line 21 – page 35, line 2 and Fig. 26. Support for claim 87 is found on page 34, lines 8-11. Support for claim 88 is found on page 34, lines 8-11. Support for claim 89 is found on page 34, lines 1-7. Support for claim 90 is found on page 30, line 26 – page 31, line 7. Support for claim 91 is found on page 26, lines 8-24. Thus, new claims 72-91 introduce no new matter.

### **35 U.S.C. § 103(a) Rejections**

The rejection of claims 1, 2, 6, 8-18, 20, 23, 24, 26, 28-32, 34, 47, 48, 55, 57, 58, 60, 63, 68 and 69 under 35 U.S.C. § 103(a), as being unpatentable over Powell in view of

Application No. 09/522,958  
Amendment dated August 8, 2005  
Reply to Office Action of February 9, 2005

Iwamoto, Moon and Davis, is rendered moot by the cancellation of claims 1, 2, 6, 8-18, 20, 23, 24, 26, 28-32, 34, 47, 48, 55, 57, 58, 60, 63, 68 and 69.

The rejection of claims 3, 4, 7, 21, 22, and 56 under 35 U.S.C. § 103(a), as being unpatentable over Powell in view of Moon and Davis, is rendered moot by the cancellation of claims 3, 4, 7, 21, 22, and 56.

The rejection of claims 19, 27, 35, 37, 38, 40, 41, 43, 44, 46, 49, 51-54, 59, 62, and 64-67 under 35 U.S.C. § 103(a), as being unpatentable over Powell in view of Moon and Davis, is rendered moot by the cancellation of claims 19, 27, 35, 37, 38, 40, 41, 43, 44, 46, 49, 51-54, 59, 62, and 64-67.

The rejection of claims 25, 50 and 61 under 35 U.S.C. § 103(a), as being unpatentable over Powell in view of Moon, Davis and Fitch, is rendered moot by the cancellation of claims 25, 50 and 61.

The rejection of claim 33 under 35 U.S.C. § 103(a), as being unpatentable over Powell in view of Iwamoto, Moon and Davis as applied to claims 1, 2, 6, 8-18, 20, 23, 24, 26, 28-32, 34, 47, 48, 55, 57, 58, 60, 63, 68, and 69 above, and further in view of Fitch, is rendered moot by the cancellation of claim 33.

The rejection of claims 36, 39, 42, and 45 under 35 U.S.C. § 103(a), as being unpatentable over Powell in view of Moon and Davis as applied to claims 19, 27, 35, 37, 38, 40, 41, 43, 44, 46, 49, 51-54, 59, 62, and 64-67 above, and further in view of Iwamoto, is rendered moot by the cancellation of claims 36, 39, 42, and 45.

The rejection of claim 70 under 35 U.S.C. § 103(a), as being unpatentable over Moon in view of Iwamoto and Davis, is rendered moot by the cancellation of claim 70.

Application No. 09/522,958  
Amendment dated August 8, 2005  
Reply to Office Action of February 9, 2005

The rejection of claim 71 under 35 U.S.C. § 103(a), as being unpatentable over Moon in view of Moon, Iwamoto and Davis as applied to claim 70 above, and further in view of Powell, is rendered moot by the cancellation of claim 71.

### **CONCLUSION**

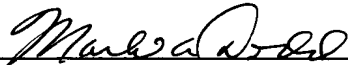
In view of the foregoing, this application is considered to be in condition for allowance, and an early reconsideration and a Notice of Allowance are respectfully requested.

This Response does not increase the number of independent claims, does not increase the total number of claims, and does not present any multiple dependency claims beyond the number of claims originally paid for. Accordingly, no fee based on the number or type of claims is currently due. If an extension of time is required to enable this document to be timely filed and there is no separate Petition for Extension of Time filed herewith, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of time sufficient to enable this document to be timely filed. Any fee required for such a Petition for Extension of Time or any other fee required by this response, including any fee pursuant to 37 C.F.R. §§ 1.16 and 1.17, other than the issue fee, and not submitted herewith should be charged to Sidley Austin

Application No. 09/522,958  
Amendment dated August 8, 2005  
Reply to Office Action of February 9, 2005

Brown & Wood LLP's Deposit Account No. 18-1260. Any refund should be credited to the same account.

Respectfully submitted,

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